

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail addressed to the Commissioner for Patents, Box 1450, Alexandria VA 22313, on the date indicated.

December 19/06

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: John C. Hiserodt

Serial No.:

09/162,648

Filing Date:

September 29, 1998

For:

CANCER IMMUNOTHERAPY USING

ALLOSTIMULATED CELLS IN A MULTIPLE SEQUENTIAL IMPLANTATION STRATEGY

Art Unit: 1632

Examiner: Shin-Lin Chen, Ph.D.

RENEWED PETITION UNDER 37 CFR § 1.137(b)

Commissioner for Patents Alexandria VA 22313

Dear Sir,

Applicant hereby requests reconsideration of the Petition to Revive this application filed on December 2, 2005. This paper is responsive to the Decision mailed on July 19, 2006. The Decision states that the Petition was defective for not enclosing corrected drawings, and for not providing sufficient funds to cover the petition to revive fee.

The deadline for responding to the Decision was originally set to September 19, 2006, with extensions being available under 37 CFR § 1.136(a). This request is accompanied by a Petition for a three month extension of time. Accordingly, this request is timely filed.

12/27/2006 BABRAHA1 00000109 09162648

01 FC:2453

750.00 OP

PATENT USSN 09/162,648 Docket SEQ-2

Drawings

Enclosed herewith is a complete new set of drawings to replace the drawings filed with the application. No new matter is added into the application by substituting the enclosed drawings for the original drawings. Figure 6(A), 6(B), and 6(C) are reproductions of photomicrographs of tissue samples. These figures are placed in the application for the interest of the reader, but is not needed to understand or practice the claimed invention. Accordingly, the resolution provided in these reproductions is adequate for the purpose intended.

<u>Fee</u>

Enclosed herewith is a check for \$1260. This is intended to cover the \$750 fee for the Petition to revive, and the \$510 fee for the extension of time.

Applicant's Deposit Account 50-3320 has also been replenished. The Commissioner is authorized to charge any additional fees needed to revive and perfect this application, or to credit any overpayment, to the Deposit Account. The issue fee has already been paid.

Respectfully submitted,

J. Michael Schiff

Registration No. 40,253

Meyer Pharmaceuticals LLC 1761 Kaiser Avenue Irvine, CA 92616 *Phone:* 650-327-0960

December 19, 2006